



RECEIVED
CENTRAL FAX CENTER

MAR 02 2006

333 W. San Carlos Street
Suite 600
San Jose, CA 95110-2731
408.975.7500
Fax 408.975.7501

Fax Transmission

From: **Sumit Bhattacharya** Date: **March 2, 2006**
Direct Dial: **408.975.7950** Fax: **408.975.7501**
Docket Number: **2207/11666** Total number of pages: **26**
(including cover)

Please deliver to:

Name	Company	Fax	Phone
M/S APPEAL BRIEF-PATENTS Examiner Joshua JOO Art Unit 2154	U.S. Patent and Trademark Office	571.273.8300	

Message:

Application No. : 09/891,167 Confirmation No. 1366
Applicant : Andy L. RUSE
Filed : March 28, 2002
Title : **SYSTEM, METHOD AND COMPUTER PROGRAM FOR
MESSAGE DELIVERY BASED ON A TREND ANALYSIS**
TC/A.U. : 2154
Examiner : Joshua JOO

PAPER(s) ENTITLED: Fee Transmittal FY 2005 (plus 1 copy) 2 pages
Petition for Extension of Time (plus 1 copy) 2 pages
Appeal Brief 21 pages

CUSTOMER NO. 25693

☒ Original will not follow ☐ Original will follow by ☐ Regular Mail ☐ Overnight Delivery ☐ Hand Delivery

The information contained in this facsimile transmission, including any attachments, is subject to the attorney-client privilege, the attorney work product privilege or is confidential information intended only for the use of the named recipient. If the reader of this Notice is not the intended recipient or the employee or agent responsible for delivering this transmission to the intended recipient, you are hereby notified that any use, dissemination, distribution or copying of this communication is strictly prohibited. If you have received this transmission in error, please notify us immediately by telephone, so that we may arrange for its return or destruction at our cost. Thank you.

New York Washington, DC Silicon Valley www.kenyon.com

**RECEIVED
CENTRAL FAX CENTER**

MAR-02-2006 15:52

KENYON KENYON

MAR 02 2006

14089757501

P.02

Approved for use through 07/31/2006. OMB 0851-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,520.00

Complete if Known

Application Number **09/891,167**
Filing Date **March 28, 2002**
First Named Inventor **Andy L. RUSE**
Examiner Name **Joshua JOO**
Art Unit **2154**
Attorney Docket No. **Intel 2207/11666**

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money ☐ Other ☐ None
Order

☒ Deposit Account:

Deposit
Account
Number

11-0600

Deposit
Account
Name

Kenyon & Kenyon

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) or any underpayment of fee(s)
☒ Charge fee(s) indicated below, except for the filing fee
to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	180	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$) 0

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims		X 50.00	
Multiple Dependent		X 200.00	
		X	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	50	2202	25	Claims in excess of 20	
1201	200	2201	100	Independent claims in excess of 3	
1203	360	2203	180	Multiple dependent claim, if not paid	
1204	200	2204	100	** Reissue independent claims over original patent	
1205	50	2205	25	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	120	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	2053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	120	2251	60	Extension for reply within first month	
1252	450	2252	225	Extension for reply within second month	
1253	1,020	2253	510	Extension for reply within third month	1020.00
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2,160	2255	1,080	Extension for reply within fifth month	
1401	500	2401	250	Notice of Appeal	
1402	500	2402	250	Filing a brief in support of an appeal	500.00
1403	1,000	2403	500	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	500	2452	250	Petition to revive - unavoidable	
1453	1,500	2453	750	Petition to revive - unintentional	
1501	1,400	2501	685	Utility issue fee (or reissue)	
1502	480	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**1,520.00**

SUBMITTED BY

Name (Print/Type)

Sumit Bhattacharya

Registration No. (Attorney/Agent)

51,469

Telephone

Complete (if applicable)

(408) 975-7500

Signature

Sumit Bhattacharya

Date

March 2, 2006

WARNING: Information on this included on this form. Provide This collection of information is required by 37 CFR 1.17 and 1.27, application. Confidentiality is governed by 35 U.S.C. 122 and 37 C completed application form to the USPTO. Time will vary depending reducing this burden, should be sent to the Chief Information Officer SEND FEES OR COMPLETED FORMS TO THIS ADDRESS: SEND if you need assistance in co

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this paper is being facsimile transmitted to the USPTO, Fax No. 571.273.8300 on March 2, 2006.

Pilar Rodriguez
Pilar Rodriguez